

SEP - 3 2015

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

JAMES L. JACK,
Plaintiff,

v.

CONNIE C. SMITH, et al.,
Defendants.

) Civil Action No. 7:14-cv-00560
)
)

) ORDER
)

) By: Hon. Jackson L. Kiser
) Senior United States District Judge

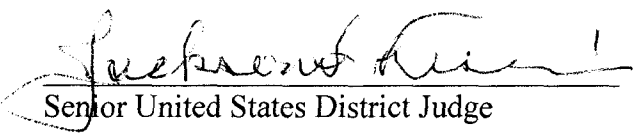
In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that Settle's motion to dismiss is **DENIED**; Sheriff Smith's motion for summary judgment is **GRANTED**; the claims against Deputy Stevens are **DISMISSED without prejudice** as barred by Heck v. Humphrey, 512 U.S. 477 (1994); Sheriff Smith and Deputy Stevens are **TERMINATED** from this action; and Settle shall file a motion for summary judgment supported by affidavits within thirty days of this Order's entry pursuant to Standing Order 2013-6.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 3rd day of September, 2015.


Senior United States District Judge